

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2003 - 0011

RECOMMITMENT OF CLEAN BEACHES INITIATIVE GRANT FUNDS FOR THE
CITY OF DANA POINT (CITY) FROM THE DEL OBISPO STORM DRAIN
IMPROVEMENT AND LOW FLOW DIVERSION PROJECT TO THE NORTH CREEK STORM
DRAIN TREATMENT AND LOW FLOW DIVERSION PROJECT FROM THE COASTAL
NONPOINT SOURCE CONTROL SUBACCOUNT (CNPSC) ESTABLISHED IN THE COSTA-
MACHADO WATER ACT OF 2000 (ACT)

WHEREAS:

1. The Act was approved by the voters in the March 7, 2000, primary election;
2. The Act created the CNPSC Subaccount at Water Code Section 79148.4;
3. The Budget Act of 2001 appropriated a total of \$32,298,000 from the CNPSC Subaccount (Item 3940-101-6022) for clean beach projects in accordance with a specific schedule. The City was identified as Item (u) in the schedule: County of Orange or City of Dana Point: Doheny State Beach (\$750,000);
4. The SWRCB adopted Resolution 2002-049 on March 21, 2002, committing \$380,500 in grant funds for the Del Obispo Storm Drain Project;
5. The City has submitted the necessary documentation to satisfy the criteria of the Act for the Doheny State Beach – North Creek Storm Drain Treatment and Low Flow Diversion Project and agreed to provide funds or in-kind match consistent with SS79148.8(f) of the Act for the capital costs of the project;
6. The City adopted a Mitigated Negative Declaration (MND), finding that the North Creek Storm Drain Treatment and Low Flow Diversion Project will not have a significant effect on the environment with the incorporation of appropriate mitigation measures. The MND was filed and posted with the Orange County Clerk on September 26, 2002; and
7. The Beach Water Quality Task Force, in cooperation with the California Coastal Commission, reviewed the project, and determined that it is consistent with the requirements of the Act.

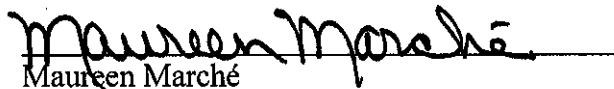
THEREFORE BE IT RESOLVED THAT:

1. The State Water Resources Control Board (SWRCB) withdraws Resolution 2002-049 adopted by the SWRCB on March 21, 2002, committing \$380,500 to the City of Dana Point for the Del Obispo Project; and

2. The SWRCB approves a grant not to exceed \$380,500 from the Costa-Machado Coastal Nonpoint Source Control subaccount for the construction of the North Creek Storm Drain Treatment and Low Flow Diversion Project.

CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify that the forgoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on February 19, 2003.


Maureen Marché
Clerk to the Board